

The actions delineated below were taken in open session of the EPSB at the March 11-12, 2002 regular meeting. This information is provided in summary form; an official record of the meeting is available on tape (portions inaudible) in the permanent records of the EPSB, 1024 Capital Center Drive, Suite 225, Frankfort, KY 40601.

**Education Professional Standards Board (EPSB)
Summary Minutes of the Business Meeting
Best Western Hotel
Frankfort, Kentucky
March 11-12, 2002**

Members Present:

Doris Barlow
Eugene Binion
Lydia Coffey
Joseph Early
Joy Gray
Arthur Green
Kristin Gregory
Starr Lewis (for Gene Wilhoit)
Terry Poindexter
Jack Rose
Tom Stull
Charles Wade
Mark Wasicsko
Joe Welch

Members Absent:

Karon Click
Penny Robinson
Beverly Tomlin

Minutes

Call to Order

Chair Dr. Joe Early called the meeting to order at 9:00 AM.

Agenda

Dr. Susan Leib informed board that the agenda item on *Special Education Report and Recommendations* was being removed from the agenda as staff is still preparing the report. The item will be placed on the May 2002 agenda.

Approval of Minutes

Motion made by Ms. Kristen Gregory, seconded by Mr. Arthur Green to approve the minutes of the January 14-15, 2002 EPSB meeting.

Vote: Unanimous

Open Speak

Mr. Mark Olsen spoke to the board regarding his request for a waiver of the recency requirement for certification.

Report of the Executive Director and Staff

Dr. Leib requested direction from the board in response to an email from Dr. Art Wise, President, National Council for Accreditation of Teacher Education (NCATE) requesting input on the Teacher Education Accreditation Council's (TEAC's) application to the U.S. Department of Education for initial recognition as a specialized professional accrediting agency.

Motion made by Dr. Jack Rose, seconded by Mr. Eugene Binion to direct the Executive Director to write a letter on behalf of the board not supporting TEAC as a specialized professional accrediting agency.

Vote: Yes – 3

No – 10 (*Dr. Doris Barlow, Ms. Lydia Coffey, Dr. Early, Ms. Joy Gray, Ms. Gregory, Ms. Terry Poindexter, Mr. Tom Stull, Dr. Charles Wade, Dr. Mark Wasicsko, Mr. Joe Welch*)

2002-24 *Motion made by Dr. Wade, seconded by Ms. Gray to direct the Executive Director to write a positive letter on behalf of the board affirming NCATE as a specialized professional accrediting agency.*

Vote: Yes – 11

No – 2 (*Mr. Green, Dr. Rose*)

Ms. Mary Ellen Wiederwohl updated the board on the 2002 Legislative Session. Dr. Leib noted that, to her knowledge, all of the school superintendents were in support of the EPSB and against the floor amendment added to House Bill 528 (originally Senate Bill 104) limiting the EPSB's ability to pursue disciplinary action.

Ms. Velma Graves, Resource Manager, was introduced as Mr. Tommy Haynes' assistant in the Executive Office. Ms. Paula Kinsolving, Production Specialist, was introduced as staff in the Division of Technology.

Dr. Phil Rogers, Director, Division of Testing and Research, Ms. Anne Epstein, Project Manager, and Dr. Randolph Hollingsworth, Kentucky Virtual University, provided the board with an update and demonstration on the KyEducators.org web site that is scheduled to go online March 15, 2002.

Mr. Terry Hibpshman, Director, Division of Technology, introduced Ms. Melissa Miracle and Ms. Alisa Kochanowicz, programmers working on the Teacher Certification Inquiry (TCI) and the Project Max Preparation and Induction Modules. Ms. Miracle provided an online demonstration of the modules.

Dr. Susan Leib reviewed with board members the following items:

- article on Dr. Early's retirement
- information on the board's annual retreat
- update on 2002 budget expenditures
- Emergency Non-Certified School Personnel 2nd Quarter Report

- letter to Kentucky State University requesting additional information be presented at the March meeting
- information on P-16 Council Teacher Education Summit
- letter to Mr. Don Tetrick, Principal, Southern Middle School, Pulaski County, regarding principal certification
- comments from participants in the National Board for Professional Teaching Standards Program
- news article on the TCI online system
- *Kentucky Teacher*

Report of the Chair

Dr. Early referred to the concern about using the Principles of Teaching and Learning assessment with prospective special education teachers that the University of Kentucky faculty raised with the board during the board's January 2002 meeting. This and other assessment concerns will be reviewed at the board's retreat in July.

Dr. John Strobe, University of Louisville, was presented with a certificate of appreciation for his contribution to the Commonwealth Collaborative for School Leadership Preparation.

Full Board Information Item

Kentucky State University (KSU) Response to EPSB Request for Additional Information

Dr. George Reid, President; Dr. Paul Woods, Chair, Division of Education and Human Services; Dr. Sherry Sales, Associate Vice-President of Academic Affairs; Dr. Dorothy Miller, Executive Director of the Center for Innovation Teaching Learning and Assessment; Mr Keith Shipman, University Budget Officer; Mr. William Karnal, University Chief Financial Officer; and Dr. George Calhoun, Dean, College of Professional Studies, reviewed the additional information requested by the board regarding the education department's budget allocations and expenditures.

The board questioned, in detail, specific concerns regarding allotments and expenditures for faculty professional development, the total number of students and faculty in the education department, remediation of students, PRAXIS scores, and the new computer lab for the education department.

2002-25 *Although the board still has concerns, motion made by Dr. Rose, seconded by Mr. Binion to accept the status report on KSU.*

Vote: Unanimous

The board stated to KSU representatives that previously received information has been very difficult to decipher and understand, and that information received at this meeting would have been much more helpful had it been received prior to KSU's presentation. The board subsequently authorized the Chair to send a letter to President Reid voicing this concern, as well a concern about KSU representatives' statements that the institution, since so many of its education faculty are new, would accept responsibility only for the scores of students who take the PRAXIS in Spring 2002 and beyond.

Full Board Action Items

704 KAR 20:770, Probationary Certificate for Middle School Teachers, Final Approval

Motion made by Dr. Wasicsko, seconded by Dr. Rose to give final approval to 704 KAR 20:770, Probationary Certificate for Middle School Teachers, as presented.

Vote: Yes – 4

No – 7 (Mr. Binion, Ms. Coffey, Ms. Gray, Mr. Green, Ms. Gregory, Mr. Stull, Mr. Welch)

Motion failed.

2002-26 *Motion made by Ms. Gregory, seconded by Ms. Gray to give final approval to 704 KAR 20:770, Probationary Certificate for Middle School Teachers, amending page 3, lines 5 and 14, changing language to read six (6) semester hours “or its equivalent.”*

Vote: Yes – 7

No – 4 (Dr. Wasicsko, Dr. Rose, Dr. Barlow, Ms. Poindexter)

Waiver of PRAXIS Requirements

2002-27 *Motion made by Dr. Rose, seconded by Dr. Wasicsko to approve a waiver of additional PRAXIS requirements for teachers who have already tested at the secondary level and are seeking middle school certification in the same content area.*

Vote: Unanimous

2002-28 *Motion made by Dr. Rose, seconded by Mr. Binion give staff the authority to approve waiver requests from institutions with regard to the above reference PRAXIS requirement until such time that 704 KAR 20:305 is re-codified and amended.*

Vote: Unanimous

Assessment and Licensure Committee

Information Item

704 KAR 20:082 & 084, Interdisciplinary Early Childhood Education Standards

The Assessment & Licensure Committee, on behalf of the board, gave first reading to the DRAFT Interdisciplinary Early Childhood Education Standards.

Action Items

704 KAR 20:210, Emergency Non-Certified Personnel Program, Final Approval

2002-29 *On behalf of the Assessment & Licensure Committee, motion made for final approval of amendments to 704 KAR 20:210, Emergency Non-Certified Personnel Program.*

Vote: Unanimous

Waiver Requests

2002-30 *On behalf of the Assessment & Licensure Committee, motion made to deny the request of Mr. Jeremy Nelson to waive 704 KAR 20:021, Section 2, Applicable Master's Degree.*

Vote: Unanimous

2002-31 *On behalf of the Assessment & Licensure Committee, motion made to approve the request of Mr. Harry Loy, Superintendent, Livingston County School District, on behalf of Mr. Mark Olson, to waive 704 KAR 20:045, Section 2, Recency Requirement.*

Vote: Unanimous

2002-32 *On behalf of the Assessment & Licensure Committee, motion made to approve the request of Ms. Jennifer Wrightington, to waive 704 KAR 20:060, Section 5, Renewal Requirement.*

Vote: Unanimous

2002-33 *On behalf of the Assessment & Licensure Committee, motion made to approve the request of Ms. Suzanne Darnell, to waive 704 KAR 20:305, Current PRAXIS Test Score.*

Vote: Yes – 10

No – 2 (Ms. Gray, Ms. Gregory)

Recuse – 2 (Dr. Rose, Mr. Green)

Exceptional Children Program Assignment Waivers

2002-34 *On behalf of the Assessment & Licensure Committee, motion made to approve the teaching assignment waivers as recommended by the Division of Exceptional Children Services and the Division of Certification.*

Vote: Unanimous

Applications for Alternative Route to Certification Based on Exceptional Work Experience

2002-35 *On behalf of the Assessment & Licensure Committee, motion made to deny the application for provisional teaching certification in business and marketing, grades 9-12, for Mr. William Hall.*

Vote: Unanimous

- 2002-36** *On behalf of the Assessment & Licensure Committee, motion made to approve the application for provisional teaching certification in English, grades 9-12, at Rank III level, for Ms. Jenny Schneider Davis O'Neill.*

Vote: Unanimous

Program and Technical Assistance Committee

Action Items

Lincoln Memorial University Application to Operate in Kentucky

- 2002-37** *On behalf of the Program and Technical Assistance Committee, motion made to (1) grant temporary approval for Lincoln Memorial University to operate its elementary education certification program on the Southeast Community College (SESC) campus in Cumberland, Kentucky; (2) direct EPSB staff to make an on-site visit within the first six weeks of program operation; and (3) direct a small Board of Examiner's team to conduct on-site reviews at both the SESC and Harrogate, Tennessee campuses in Fall 2002 to determine Kentucky accreditation status.*

Vote: 13 Yes
1 Abstain (Dr. Wade)

KTIP Appeals

- 2002-38** *On behalf of the Program and Technical Assistance Committee, motion made to accept the recommendation of the Kentucky Teacher Internship Program Appeals Committee and approve the appeal of Ms. Janette McGee.*

Vote: Unanimous

- 2002-39** *On behalf of the Program and Technical Assistance Committee, motion made to accept the recommendation of the Kentucky Teacher Internship Program Appeals Committee and deny the appeal of Ms. Arlene Madison.*

Vote: Unanimous

Full Board Information Item

Review of EPSB Policy Manual - DRAFT

The board reviewed a DRAFT of the revised EPSB Policy Manual. Board members requested additional time to review the materials. Further review/discussion of the manual will be put on the agenda for the board's annual retreat in July and for action at the August meeting.

The meeting recessed at 3:30 PM.

DISCIPLINARY MATTERS

EPSB MINUTES OF CASE REVIEW
MARCH 12, 2002

Chair Dr. Early reconvened the meeting at 8:30AM.

Motion made by Ms. Gray, seconded by Ms. Gregory, to go into closed session for purpose of discussing proposed or pending litigation in accordance with KRS 61.801(c)&(j).

Vote: Unanimous

Motion made by Mr. Green, seconded by Ms. Coffey, to return to open session.

Vote: Unanimous

The following board members concurred with the actions as listed below with the noted exceptions:

Joe Early, Lydia Coffey, Doris Barlow, Eugene Binion, Joy Gray, Arthur Green, Kristin Gregory, Terry Poindexter, Jack Rose, Tom Stull, Charles Wade, Mark Wasicsko, and Joe Welch.

Attorneys present were Allison Weber and Cynthia Grohmann.

Initial Case Review

<u>Case Number</u>	<u>Decision</u>
01-0761	Hear
01-10105	Admonish (<i>Gray and Rose dissented</i>)
01-11113	Hear
01-11116	Hear
01-11117	Hear (<i>Wade recused</i>)
01-12157	Hear
01-12159	Hear
01-12160	Dismiss without prejudice
01-12161	Dismiss without prejudice
01-12165	Hear
01-12166	Dismiss
01-12167	Dismiss
02-0106	Admonish
01-11156	Hear
01-12163	Hear
01-12168	Admonish
01-10103	Dismiss
00-0356	Dismiss
01-12162	Dismiss without prejudice
01-0770	Hear
01-12164	Dismiss (with letter to Superintendent)
02-0104	Admonish
02-0103	Admonish
02-0102	Hear
02-0105	Hear
01-12158	Dismiss

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
02-012	Approve
02-013	Approve
02-014	Approve
02-015	Approve
02-016	Approve
02-017	Approve
02-018	Deny (<i>Stull dissented</i>)
02-019	Approve
02-020	Approve
02-021	Approve
02-022	Approve
02-023	Approve
02-024	Approve
02-025	Approve
02-026	Approve (<i>Poindexter and Tomlin dissented</i>)
02-028	Approve
02-030	Approve
02-032	Approve (<i>Rose dissented</i>)
02-031	Approve
02-033	Approve
02-034	Approve
02-010	Approve
02-035	Approve
02-029	Approve
02-036	Approve
02-038	Approve
02-039	Approve
02-040	Approve
02-041	Approve
02-042	Approve
02-043	Approve
02-044	Approve
01-147	Approve
95-0340	Deny (<i>Stull recused</i>)
02-045	Approve
02-046	Approve
02-047	Approve
02-048	Approve

Agreed Orders

<u>Case Number</u>	<u>Decision</u>
01-0440 (Jerry Young)	Accept Agreed Order suspending respondent's teaching certificate for eighteen (18) months from March 12, 2002.

Vote: Unanimous

00-12260 (William A. Moore)	<p>Accept Agreed Order admonishing respondent for having physical contact with a student.</p> <p>Vote: Unanimous</p>
00-12259 (Sharon McGee)	<p>Accept Agreed Order admonishing respondent for breaching her employment contract.</p> <p>Vote: Unanimous</p>
01-0882 (Elizabeth Southard)	<p>Accept Agreed Order suspending respondent's teaching certificate for two years, beginning March 12, 2002.</p> <p>Vote: Unanimous</p>
00-10211 (Susanne Sanders)	<p>Accept Agreed Order admonishing respondent for breaching her employment contract.</p> <p>Vote: Unanimous (<i>Poindexter recused</i>)</p>
00-12261 (Mary Irelan)	<p>Accept Agreed Order admonishing respondent for breaching her employment contract.</p> <p>Vote: Unanimous</p>
01-0109 (Jinci Rogers)	<p>Accept Agreed Order revoking respondent's teaching certificate. Respondent shall not re-apply for a period of 15 years, beginning March 12, 2002.</p> <p>Vote: Unanimous</p>
01-0434 (Lydia Marcum)	<p>Accept Agreed Order suspending respondent's teaching certificate for a period of two years, beginning March 22, 2001. Reinstatement contingent upon receiving 12 hours of professional development/training in ethics and appropriate teacher/student relations and/or boundary issues.</p> <p>Vote: Unanimous</p>
01-0872 (Johnny Combs)	<p>Accept Agreed Order suspending respondent for one year, beginning May 31, 2001. Reinstatement contingent upon successful completion of an anger management course or therapy, and specified classroom-related training.</p> <p>Vote: Unanimous</p>
00-05101 (Ernie Ferguson)	<p>Accept Agreed Order suspending respondent's teaching certificate retroactively from May 19, 2000 until August 19, 2001. Respondent shall cooperate with the district's random drug testing procedures.</p> <p>Vote: Unanimous</p>

01-0888 (Jon Charles)

Accept Agreed Order suspending respondent's teaching certificate from August 9, 2001 through May 30, 2003.
Reinstatement contingent upon successful completion of three hours of EPSB- approved sexual harassment training.

Vote: Unanimous

Final Order

01-062 (Nick Belker)

Adopt Hearing Officer's Findings of Fact, Conclusions of Law, and Recommended Order to Dismiss. (The Board's decision to deny certification is upheld.)

Vote: Unanimous

Motion made by Ms. Gray, seconded by Dr. Rose, to adjourn meeting.

Vote: Unanimous

The meeting adjourned at 10:25AM.

Next meeting:

May 20-21, 2002
Best Western Motel
Frankfort, Kentucky

Executive Work Group:

March 25, 2002
AIKCU Building
Frankfort, Kentucky